



Due Date: July 1, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/29C

Applicant: William P. Van Antwerp et al. Examiner: A. Davenport
Serial No.: 09/344,676 Group Art Unit: 1653
Filed: June 25, 1999 Docket: G&C 130.32-US-01
Title: MULTIPLE AGENT DIABETES THERAPY

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on June 29, 2001.

By: W. J. Wood

Name: William J. Wood

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE TO
TIMELY FILE A PROPER REPLY TO THE OFFICE LETTER MAILED ON NOVEMBER 1, 2000

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants submit this communication in response to a Notice of Abandonment dated June 6, 2001. The Notice of Abandonment indicates that the subject application was deemed abandoned for failure to timely file a proper response to the Office letter mailed on November 1, 2000 (a Restriction Requirement). The Notice of Abandonment indicates that no response to this letter was received by the United States Patent and Trademark Office. Applicants hereby petition for withdrawal of the holding of abandonment of this application, and respectfully request issuance of a new Office letter.

This Petition is accompanied by copies of documents mailed by Applicants to the Patent Office on December 28, 2000 including a Transmittal sheet (in duplicate) comprising a Petition for an Extension of Time (1 month), a Response to the Restriction Requirement dated December 28, 2001, a Supplemental Information Disclosure Statement and form PTO-1449, dated December 28, 2001 with copies of the reference cited in the Supplemental Information Disclosure Statement, and

a return postcard (attached herein as Exhibit A). This Petition is also accompanied by a copy of the date stamped return postcard indicating that the Patent Office received the above-mentioned filing on January 8, 2001 (attached herein as Exhibit B).

The date stamped return postcard establishes that Applicants responded to the Office letter mailed on November 1, 2000 in a timely manner. Consequently, Applicants respectfully request that the holding of abandonment based on Applicants' failure to timely file a proper response to this Office letter be withdrawn.

No fee is deemed necessary in connection with the filing of this Petition. If any fee is required, the Patent Office is authorized to charge any such fee to Deposit Account No. 50-0494.

Respectfully submitted,

William P. Van Antwerp et al.

By their attorneys,

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Date: June 29, 2001

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